

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... JAN 11 1980
 Returned to applicant for correction..... MAY 21 1980
 Corrected application filed..... JUN 13 1980
 Map filed..... JUN 13 1980 under 38641

The applicant..... Frank Paxton & Family

c/o Chilton Engineering..... of..... 421 Court Street, Elko
 Street and No. or P.O. Box No. City or Town

Nevada 89801....., hereby make.... application for permission to appropriate the public
 State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
 tion; if a copartnership or association, give names of members.)..... Frank Paxton & Family a partner#

ship consisting of Franklin T. Paxton, aka Taft Paxton, C. Tad Paxton and
 Genevieve P. Rawson, Partners and Maurine C. Paxton, wife of Franklin T. Paxton

1. The source of the proposed appropriation is..... Harry Polly Spring
 Name of stream, lake or other source.

2. The amount of water applied for is..... 0.1 cfs.....second-feet
 One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....acre-feet

3. The water to be used for..... Stockwater
 Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered)..... 1000 Head of Cattle

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point:..... within SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 25

T27N, R48E M.D.M. (unsurveyed), or at a point from which the NE corner
 Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
 of Section 1, T26N, R47E, M.D.M. bears S 76° 30' W 32,470 feet.

it should be stated.

6. Place of use..... SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 25 T27N, R48E, M.D.M. (Unsurveyed)
 Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about..... Jan. 1.....and end about..... Dec. 31....., of each year.
 Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.)..... Clean and improve the spring site to
 ensure constant flow.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$1,000.00
10. Estimated time required to construct works.....2 years
11. Estimated time required to complete the application to beneficial use.....3 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of all correspondence to: Frank Paxton, Carlin,
NV 89822

Applicant.....Frank Paxton & Family

By...../s/ William A. Nisbet Agent
421 Court Street
Elko, Nevada 89801

Compared.....vw/bl.....gk/bc

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.0312.....cubic feet per second, or sufficient water to water 1,000 head of cattle.

Actual construction work shall begin on or before.....July 9, 1981

Proof of commencement of work shall be filed before.....August 9, 1981

Work must be prosecuted with reasonable diligence and be completed on or before.....July 9, 1982

Proof of completion of work shall be filed before.....August 9, 1982

Application of water to beneficial use shall be made on or before.....July 9, 1983

Proof of the application of water to beneficial use shall be filed on or before.....August 9, 1983

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....JUL 23 1982

Completion of work filed.....JUL 23 1982

Proof of beneficial use filed.....JUL 23 1982

Cultural map filed.....

Certificate No. 10349 Issued SEP 24 1982

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 9th day of JANUARY

A.D. 19 81

William J. Newman
State Engineer